

St. Louis City Ordinance 62831

FLOOR SUBSTITUTE

BOARD BILL NO. [92] 277

INTRODUCED BY ALDERMAN ROBERT RUGGERI

An ordinance providing for and directing the submission to the qualified voters of the City of St. Louis, Missouri (the "City") at the next general election to be held in the City on April 6, 1993, a proposal authorizing the issuance of Negotiable, Interest-Bearing Revenue Bonds by the City in the aggregate principal amount of One Hundred Seventy Million Dollars (\$170,000,000) (the "Bonds") for the purpose of extending and improving the municipal waterworks system owned exclusively by the City, and acquiring land, rights of way, and easements therefor, and the principal and interest on the Bonds to be payable solely from the revenues derived by the City from the operation of the waterworks system, upon the assent of two-thirds (2/3) of the qualified votes in the City voting thereon; prescribing the form of legal notice to be given with respect to said election, including the form of ballot to be used at said election; prescribing the manner of giving legal notice thereof, and containing an emergency clause.

WHEREAS, it has become necessary to extend and improve the waterworks system owned exclusively by the City, and to acquire land, rights of way, and easements therefor, in order that said waterworks system may adequately serve the needs of the City and the inhabitants thereof; and

WHEREAS, the City is authorized under its Charter and the Constitution and Laws of the State of Missouri to issue its negotiable, interest-bearing revenue bonds to provide funds for the purpose of extending and improving the waterworks system owned exclusively by the City, and acquiring land, rights of way, and easements therefor; and

WHEREAS, the Board of Aldermen of the City is desirous of financing the cost of such extensions, improvements and acquisitions with proceeds from the issuance by the City of the Bonds in an aggregate principal amount of One Hundred Seventy Million Dollars (\$170,000,000); and

WHEREAS, the cost of operation and maintenance of the waterworks system and the principal of and interest on such bonds to be payable solely from the revenues derived by the City from the operation of said waterworks system; provided that the proposal for the issuance of the Bonds be assented to by the

requisite two-thirds (2/3) of the qualified voters of the City voting on such proposition at the next general election;

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. That at the next general election to be held in the City of St. Louis, Missouri, on April 6, 1993, there shall be submitted to the qualified voters of the City the proposition as hereinafter set forth in the form of NOTICE OF WATER REVENUE BOND ELECTION as contained in Section Four of this ordinance.

SECTION TWO. That not later than 5:00 p.m. on the eighth Tuesday prior to said election, the City Register is hereby directed to notify the Board of Election Commissioners for the City of this election. The notice shall be in writing and shall include a certified copy of the legal notice to be published in connection with the election.

SECTION THREE. That the polling places in the various wards and precincts of the City, where the proposition shall be submitted to the qualified voters of the City, shall be those polling places established or to be established by the Board of Election Commissioners for the City, as provided by law, and, unless notice shall be given as provided in Section 115.129, Missouri Revised Statutes, as amended, said polling places shall be set out in the final notice of said election published in accordance with the provisions of the Section 115.127, Missouri Revised Statutes, as amended.

SECTION FOUR. That notice of the submission of the proposition at the aforementioned election shall be given jointly by the Board of Election Commissioners and by the City Register of the City by publication once each week for three (3) consecutive weeks in the St. Louis Post-Dispatch, the St. Louis American, the Central West End Journal, North Side Journal, Southwest City Journal, Southside Journal, South City Journal and the City Journal, being legally qualified newspapers published and having general circulation in the City, the first publication in each instance to be made at least twenty (20) days prior to the election, the second publication to occur in the second week prior to the election, and the third publication to occur within one (1) week prior to the election, all as required by law, and particularly by the Comprehensive Election Act of 1977 and Article II, Section 6 of the Charter of the City. The aforementioned notice shall be in substantially the following form:

NOTICE OF WATER REVENUE
BOND ELECTION

CITY OF ST. LOUIS, MISSOURI

[DATE]

NOTICE IS HEREBY GIVEN to the qualified voters of the City of St. Louis, Missouri that an election will be held in the City of St. Louis, Missouri, on the 6th day of April, 1993 commencing at 6:00 o'clock a.m. and closing at 7:00 o'clock p.m.:

(SAMPLE BALLOT)

OFFICIAL BALLOT
CITY OF ST. LOUIS, MISSOURI
[DATE]

INSTRUCTIONS TO VOTERS:

To vote in favor of the proposition submitted upon this ballot place a cross (X) mark in the square opposite the word "YES"; and to vote against the proposition submitted upon this ballot place a cross (X) mark in the square opposite the word "NO."

WATER REVENUE BOND PROPOSITION

Proposition to issue negotiable, interest-bearing revenue bonds of the City of St. Louis, Missouri, to the amount of One Hundred Seventy Million Dollars (\$170,000,000) to provide funds for the purpose of extending and improving the municipal waterworks system owned exclusively by said City and acquiring land, rights of way, and easements therefor; the cost of operation and maintenance of said waterworks system and the principal of and interest on such bonds to be payable solely from the revenues derived by said City from the operation of said waterworks system.

☐ YES

☐ NO

Except as otherwise provided by the Comprehensive Election Act of 1977 (Chapter 115, Revised Statutes of Missouri, as amended), no person shall be allowed to vote whose name does not appear in the proper precinct register for the polling place in question without the express sanction of the election authority.

The polling places in the various wards and precincts of the City of St. Louis where the said proposition shall be submitted to the qualified voters of said City shall be those polling places designated or to be designated by the Board of Election Commissioners for the City of St. Louis.

This notice is given pursuant to Ordinance No. _____ of the City of St. Louis, Missouri, approved the day of, 1993.

IN WITNESS WHEREOF, we, the undersigned Board of Election Commissioners for the City of St. Louis, and the Register of said City, have hereunto set our hands under the seal of said Board and under the seal of said City, in the City of St. Louis, State of Missouri, this day of, 1993.

Composing the Board of Election Commissioners for the City of St. Louis,
State of Missouri

Attest:

.....
Secretary

.....
City Register

Proof of publication of the aforementioned notice shall be made by affidavits of the printers, editors or publishers of the aforementioned newspapers, with a copy of publication attached thereto, and such affidavits shall be duly filed with the City Register.

SECTION FIVE. That subject to adaptations necessary for the use at voting machines or such as may be appropriate in the event other propositions shall be submitted at the election, the ballots to be used at the aforementioned election for the submission of the proposition shall be in substantially the form contained in the form of notice of election set forth in Section Four hereof.

SECTION SIX. The Board of Election Commissioners for the City shall provide the ballots or voting machines, or both, and conduct the election and shall certify the result of the aforementioned election to the Board of Aldermen of the City according to the laws regulating such elections. Without limiting the generality of the foregoing and notwithstanding anything contained in this ordinance to the contrary, appropriate officers of the City and the Board of

Election Commissioners of the City be and hereby are authorized to take all action necessary or appropriate such that the election shall be conducted in full compliance with the requirements of applicable law and particularly the Charter of the City and the Comprehensive Election Act of 1977 (Chapter 115, Revised Statutes of Missouri, as amended).

SECTION SEVEN. That, immediately upon the passage and approval of this ordinance, the Clerk of the Board of Aldermen shall certify a copy thereof to the Board of Election Commissioners for the City for action and proceedings by said Board in accordance with this ordinance and as required by law.

SECTION EIGHT. That this being an ordinance necessary for the immediate preservation of the public peace, health and safety and providing for the submission of a question to the voters, it is declared to be an emergency ordinance within the meaning of Article IV, Section 20 of the Charter of the City of St. Louis and shall take effect and be in force immediately upon approval by the Mayor or its approval over his veto.

Legislative History				
1ST READING	REF TO COMM	COMMITTEE	COMM SUB	COMM AMEND
12/18/92	12/18/92	PU	01/14/93	
2ND READING	FLOOR AMEND	FLOOR SUB	PERFECTN	PASSAGE
01/15/93			01/22/93	01/29/93
ORDINANCE	VETOED		VETO OVR	
62831				